

Filed for intro on 02/06/95  
Senate Bill \_\_\_\_\_  
By \_\_\_\_\_

House No. HB0603  
By Herron

AN ACT to amend Tennessee Code Annotated, Title 55, Chapter 10, relative to abstracts of motor vehicle violations.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 55-10-306, is amended by deleting from the first sentence of subsection (b)(1) the words "the person so required to prepare the same" and substituting instead the words "the appropriate court clerk or such clerk's authorized deputy".

SECTION 2. Tennessee Code Annotated, Section 55-10-306, is further amended by adding the following to the end of subsection (b)(1):

If, after an abstract has been forwarded to the department, it is discovered that any of the information contained in such abstract is inaccurate, false or otherwise incorrect, the person who prepares the abstracts shall, within thirty (30) days of discovery of such error, forward to the department a corrected abstract.

SECTION 3. Tennessee Code Annotated, Section 55-10-306, is further amended by adding the following new subpart (3) to subsection (b):

(3) Notwithstanding the provisions of this subsection to the contrary, the ten dollar (\$10.00) fee shall not be returned to the court if:

(A) the report of the conviction required by subpart (1) of this subsection is not forwarded to the department within thirty (30) days of the date of conviction; or

(B) the license is not returned to the department as required by Section 55-50-503.

SECTION 4. Tennessee Code Annotated, Section 55-10-306, is further amended by adding the following to the end of subsection (c):

The commissioner shall also devise a procedure by which any abstract may be amended, corrected or modified if for any reason the information contained in such abstract is determined to be insufficient, incomplete, inaccurate, false or otherwise incorrect.

SECTION 5. Tennessee Code Annotated, Section 55-10-306, is further amended by adding the following as a new subsection:

( ) (1) It is an offense for any person to intentionally prepare a false or incorrect abstract or to forward to the department an abstract such person knows to be incorrect or false.

(2) It is an offense for any person to intentionally or knowingly falsify an abstract after such abstract has been forwarded to and is in the possession of the department.

(3) Violation of either subpart (1) or (2) of this subsection is a Class A misdemeanor.

SECTION 6. Tennessee Code Annotated, Section 55-10-306, is further amended by adding the following as a new subsection:

( ) The department shall enter any abstract or corrected abstract into its driver history database within sixty (60) working days of receiving such abstract.

SECTION 7. This act shall take effect July 1, 1995, the public welfare requiring it.